

**MINUTES OF THE REGULAR MEETING
OF THE PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF BARRINGTON
Monday, October 25, 2004**

CALL TO ORDER

The Regular Meeting of the President and Board of Trustees was called to order by President Reagle at 8:15 p.m., in the Village Board Room, 200 South Hough Street, Barrington, Illinois. Reverend Robert Moll led the pledge of allegiance and then gave the invocation.

ROLL CALL

Upon roll being called the following answered present: Trustees Karen Darch, Jack Schaefer, Beth Raseman, Jeanne Yeagley, Paul Hunt, Jim Daluga; President Marshall Reagle. Also present were: Village Clerk Ron Koppelman, and Director of Administrative Services/Village Treasurer Denise Pieroni.

CONSIDERATION OF MODIFICATIONS TO AGENDA

President Reagle asked the Board if there were any additions, corrections or deletions to the Agenda. None were requested.

PRESENTATIONS

- a. Character Counts Awards were presented to Rafael Zamora for Trustworthiness, Vicky Wauterlek for Caring, Gil Kamm for Citizenship, Gloria Kyokas for Responsibility, and Brian Prodoehl, John Rometty and Jack O'Toole for Fairness and Respect.
- b. Trustee Raseman announced the following winners of the 4th Annual Scarecrow Fest Awards:
First Place: Barrington Community Child Care Center
Second Place: Corporate Identity
Third Place: The Barn of Barrington
Honorable Mention: Egg Harbor Café
A presentation was then made to the First Place winner, Barrington Community Child Care Center.
- c. Trustee Yeagley presented the Trustee's Award for Appearance and Beautification for the Summer Quarter to Fresh Flower Market, 122 West Main, Barrington.

PUBLIC HEARINGS RE: PROPOSED BIENNIAL 2005/2006 OPERATING BUDGET.

1. Public Hearing Re: 2005 Budget

President Reagle read the rules for Public Hearings noting that these rules applied to both hearings scheduled for this evening.

a. Call to Order

- b. Upon roll being called the following answered present: Trustees Karen Darch, Jack Schaefer, Beth Raseman, Jeanne Yeagley, Paul Hunt, Jim Daluga; President Marshall Reagle.

c. Proof of Publication of Public Hearing

d. CONSIDERATION RE: Motion to Open Public Hearing in Connection with Public Input in Relation to Proposed FY 2005 Operating Budget

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Yeagley to Open the Public Hearing in Connection with Public Input in Relation to the Proposed FY 2005 Operating Budget

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

- e. **The Staff Presentation on the Biennial Budget was provided by Director of Administrative Services/Village Treasurer Denise Pieroni. Ms. Pieroni touched on various highlights of the budget commenting that both budgets are balanced.**

f. Public Comment – No members of the Public came forward to comment.

- g. **CONSIDERATION RE: Motion to Close Public Hearing in Connection with Public Input in Relation to Proposed FY 2005 Operating Budget**

MOTION: A motion was duly made by Trustee Raseman and seconded by Trustee Schaefer to Close the Public Hearing in Connection with Public Input in Relation to Proposed FY 2005 Operating Budget

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

2. Public Hearing Re: 2006 Budget

a. Call to Order

b. Upon roll being called the following answered present: Trustees Karen Darch, Jack Schaefer, Beth Raseman, Jeanne Yeagley, Paul Hunt, Jim Daluga; President Marshall Reagle.

c. Proof of Publication of Public Hearing

d. CONSIDERATION RE: Motion to Open Public Hearing in Connection with Public Input in Relation to Proposed FY 2006 Operating Budget

MOTION: A motion was duly made by Trustee Yeagley and seconded by Trustee Hunt to Open the Public Hearing in Connection with Public Input in Relation to Proposed FY 2005 Operating Budget

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

e. Staff Presentation

f. **Public Comment** - Carol Schubert of 210 Carriage Trail asked why revenues were forecast to decline in 2006. Mr. Hayden, Assistant Director of Administrative Services, responded noting that the 2005 budget included projected proceeds from a bond issue to fund additional downtown improvements, further clarifying that issuance of bonds in 2006 was not anticipated.

g. CONSIDERATION RE: Motion to Close Public Hearing in Connection with Public Input in Relation to Proposed FY 2006 Operating Budget

MOTION: A motion was duly made by Trustee Daluga and seconded by Trustee Hunt to Close the Public Hearing in Connection with Public Input in Relation to Proposed FY 2005 Operating Budget

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

APPROVAL OF MINUTES

MOTION: A motion was duly made by Trustee Yeagley and seconded by Trustee Schaefer to approve the minutes of the October 11th, 2004 Regular Meeting of the Corporate Authorities with the changes distributed at the dais.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed and the minutes approved.

MOTION: A motion was duly made by Trustee Daluga and seconded by Trustee Darch to approve the minutes of the October 19th, 2004 Regular Meeting of the Corporate Authorities as presented.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed and the minutes approved.

PERSONS TO BE HEARD FROM THE FLOOR – CITIZEN'S REGISTRATION/COMMENTS

President Reagle opened the floor to those wishing to address the Corporate Authorities.

JoanMarie Cielak of 135 N Valley Rd commented on the North Flint Creek Restoration project and asked the Board to consider delaying the project until her questions on the project are answered.

Kim Lucatorto of 105 N Valley commented on the North Flint Creek Restoration project and asked the Board to rescind their previous action relative to the contract to restore portions of Flint Creek until her and her husband's concerns had been addressed.

Susan Malone of 160 Surry Lane asked the Board to rescind their previous action relative to the contract to restore portions of Flint Creek until her and her husband's concerns had been addressed.

Ed Rooney of 1440 Lake Shore Drive South asked the Board to comment on why residents feel they were blindsided by the issue.

REPORTS OF VILLAGE OFFICIALS

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VILLAGE PRESIDENT'S REPORT

President Reagle read a statement regarding his veto of the following Ordinances (No. 04-3193 and No. 04-3194):

- a. Veto Message Re: Ordinance No. 04-3193 (Authorizing and Approving Execution of a First Amendment to Amended and Restated Redevelopment Agreement with Cook Street Plaza Joint Venture for Redevelopment of Property Within the Village Center Tax Increment Financing Redevelopment Project Area)
- b. Veto Message Re: Ordinance No. 04-3194 (Ordinance Authorizing and Approving a Grant of Construction Easement)

President Reagle commented on and read from an opinion article by an economics professor regarding the activities that are and are not suitable targets for government subsidies. President Reagle commented on lawsuits pending in the Village and quoted various portions of the Illinois State Constitution.

President Reagle urged residents to vote in the upcoming Presidential election.

President Reagle commented on a letter he received from the Village of Inverness regarding a lift station and a letter from the Environmental Protection Agency regarding a violation notice.

President Reagle asked Ms. Pieroni to meet with representatives from the Fire Fighter's Union.

VILLAGE STAFF REPORTS

Denise Pieroni, Director of Administrative Services/ Treasurer congratulated Linda Verdung on her 20th year of service to the Village of Barrington. Ms. Pieroni then advised the Board that correspondence had been received from the Lutheran Church of Atonement requesting that the date within which their petition must be considered by the Board be extended to December 31, 2004. She noted that Item 7a of the Consent Agenda should be modified accordingly.

VILLAGE CLERK'S REPORT

In preparation of the upcoming Presidential election, Village Clerk Ron Koppelman presented, for the benefit of the public, a listing of polling places within the Village.

COMMITTEE REPORTS

ADMINISTRATIVE SERVICES/FINANCE COMMITTEE

Trustee Darch commented on the financing of Cook St. Plaza.

PLANNING & ZONING & ECONOMIC DEVELOPMENT COMMITTEE

Trustee Yeagley had no report.

PUBLIC SAFETY COMMITTEE

Trustee Hunt had no report.

PUBLIC WORKS COMMITTEE

Trustee Schaefer reported that the Committee had met prior to the Board meeting and had discussed a number of issues including the possible revocation of a license relating to the use of an alley and the installation of sidewalk in the Roslyn Road area. Trustee Schaefer then asked President Reagle if he had contacted the Director of Public Works regarding the letter he received from the Village of Inverness to which President Reagle responded that he had not.

CONSENT AGENDA Pursuant to 65 ILCS 5/3.1-40-40, a single roll call vote of the Village Board of Trustees and the President on a group of ordinances, resolutions, orders, and/or motions.

President Reagle reminded the Board that the date referenced in Item 7a had been changed to December 31, 2004.

Trustee Yeagley then requested that Item 7c be removed from the Consent Agenda to be taken up under separate consideration.

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Hunt to approve taking a single roll call vote to adopt and create a Consent Agenda, consisting of Items 7a, 7b, 7d, 7e, 7f, and 7g.

For the benefit of the public, President Reagle listed the following items to be included on the Consent Agenda.

7a. MOTION: To Extend Consideration of ZBA 04-05 (Lutheran Church of Atonement) through December 31, 2004

7b. MOTION TO RECEIVE AND PLACE ON FILE a Recommendation from the Zoning Board of Appeals Re: ZBA 04-11; Suran Residence (Side Yard Setback Variation)

7d. MOTION: Directing Staff to Initiate an Amendment to the Zoning Ordinance Regarding Planned Unit Developments

7e. RESOLUTION #04-3089: Authorizing a Waiver of Competitive Bids and the Expenditure of an Amount Not to Exceed \$15,000 for the Purchase of a New 2004 Ford Taurus

7f. RESOLUTION #04-3090: Declaring a Preference for Sales Tax Revenue Generating Retail Uses in Business Districts within the Village

7g. RESOLUTION #04-3091: Authorizing and Approving a Professional Service Agreement with Thomason and Associates for the Re-Survey of the Village of Barrington Historic District

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye; President Reagle, aye. President Reagle declared the motion to take a single roll call vote to adopt and create the Consent Agenda passed unanimously.

MOTION: A motion was duly made by Trustee Daluga and seconded by Trustee Darch to approve the Consent Agenda consisting of Items 7a, 7b, 7d, 7e, 7f, and 7g.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye; President Reagle, aye. President Reagle declared the motion passed.

FURTHER CONSIDERATION OF ITEMS PRESENTED ON THE CONSENT AGENDA

7c. MOTION: Directing Staff to Initiate an Amendment to the Zoning Ordinance Regarding Height of Accessory Structures

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Daluga to Direct Staff to Initiate an Amendment to the Zoning Ordinance Regarding Height of Accessory Structures.

Board discussion relative to applying the changes to only properties within the Historic District versus all Residential Districts ensued. Direction to apply this change to all Residential Districts was then given.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, nay; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

NEW BUSINESS

8a. MOTION: Supporting the 100% Leadership Challenge and seeking 100% participation by the Board so that Good Shepherd Hospital may claim the \$850,000 Challenge Grant for the Cardiac Care Center from the Kresge Foundation when the goal of 2,000 new donors is reached by the end of November 2004.

MOTION: A motion was duly made by Trustee Hunt and seconded by Trustee Raseman to Support the 100% Leadership Challenge seeking 100% participation by the Board in the Challenge Grant for the Cardiac Care Center.

Discussion ensued relative to whether a precedent was set by taking action on this motion following which the question was called.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, nay; Trustee Hunt, aye; Trustee Daluga, aye; President Reagle, nay. President Reagle declared the motion passed.

- 8b. ORDINANCE #04-3195:** Zoning Ordinance Variation ZBA 04-11: Suran Residence (301 East Hillside Avenue) Side Yard Setback Variation – Residence

MOTION: A motion was duly made by Trustee Schaefer and seconded by Trustee Daluga to pass, as presented, the Ordinance listed as Item 8b on the Agenda.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

- 8c. RESOLUTION #04-3092:** Authorizing up to \$700 in a Façade Improvement Grant to Debbie Stone for Blue Iris Gallery 115 E. Station Street

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Daluga to pass, as presented, the Resolution listed as Item 8c on the Agenda.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

- 8d. RESOLUTION #04-xxxx:** Authorizing up to \$10,000 in a Façade Improvement Grant to Linda Learn for Corporate Identity 223 W. Main Street

Concern was raised by several member of the Board relative to the extent that the work proposed was general maintenance of the building and whether, if that was in fact the case, grants should be awarded for this type of improvement.

MOTION: A motion was duly made by Trustee Hunt and seconded by Trustee Darch to postpone the Resolution listed as Item 8d on the Agenda until the November 22nd Regular Meeting of the President and Board of Trustees.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

- 8e. ORDINANCE #04-3196:** Granting a Waiver of Separate Water Meter Requirements for a Multiple-Family Building

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Schaefer to pass, as presented, the Ordinance listed as Item 8e on the Agenda.

Ms. Pieroni provided background information on the issue.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

PAYMENT OF BILLS:

WARRANTS LIST- 10/25/04 - \$645,697.51 (GENERAL)

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Daluga to approve the payment of the bills included on the voucher listing for the period ending 10/25/04 in the amount of \$645,697.51.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

WARRANTS LIST- 10/25/04 - \$5,282.31 (HARRIS BANK)

Trustee Darch noted for the record that, due to a conflict of interest, she was recusing herself from deliberation on this matter in any way.

MOTION: A motion was duly made by Trustee Yeagley and seconded by Trustee Hunt to approve the payment of the bills included on the voucher listing for the period ending 10/25/04 in the amount of \$5,282.31.

ROLL CALL: Trustee Darch, recused; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

WARRANTS LIST- 10/25/04 - \$1,676.34 (COMED)

Trustee Hunt noted for the record that, due to a conflict of interest, he was recusing himself from deliberation on this matter in any way.

MOTION: A motion was duly made by Trustee Daluga and seconded by Trustee Darch to approve the payment of the bills included on the voucher listing for the period ending 10/25/04 in the amount of \$1,676.34.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, recused; Trustee Daluga, aye. President Reagle declared the motion passed.

COMMENTS – “ROUND THE TABLE”

Trustee Darch extended her congratulations to the Character Counts award recipients. Trustee Darch thanked the Staff for their dedication in working evenings and weekends. Trustee Darch described the Village of Barrington as the Village of Big Hearts as demonstrated by the events at Langendorf Park in support of United States troops abroad. Trustee Darch commented on a number of surveys taken of the Village residents expressing their desire for additional retail and restaurant in the Village. Trustee Darch asked residents to enjoy Halloween and to be mindful of young people trick or treating.

Trustee Schaefer commented that the Character Counts awards are always a pleasant event. Trustee Schaefer directed comments toward President Reagle in response to his Veto Message. Trustee Schaefer recounted comments by businesses and residents in support of the TIF district. Trustee Schaefer reminded President Reagle about the protections that exist in the TIF agreement.

Trustee Raseman commented on the fact that the Village will own the first level of the parking garage in the Cook Street Plaza project but will not be required to maintain the parking garage even though it will be owned by the Village in that all maintenance remains the responsibility of the Developer under the agreement. Trustee Raseman thanked Trustee Schaefer for his comments. Trustee Raseman commented on the concerns of Village residents whose property is involved in the Flint Creek Restoration and urged them to speak to the Board of Directors for the Fox Point Homeowners Association. Trustee Raseman asked that residents keep an eye out for more planting and landscaping at Memorial Park. Trustee Raseman commended the coaches from the lacrosse team who were recipients of the Character Counts award.

Trustee Yeagley commented on the Flint Creek Restoration adding that she was concerned that the plan, as it has been described recently, differs from the plan that has been voted upon. Trustee Yeagley apologized to residents affected and stated that she would do what she could to remedy the situation. Trustee Yeagley asked that the topic be brought back before the Board for their consideration on November 8, 2004.

Trustee Hunt commented on Flint Creek Restoration specifically the ongoing maintenance costs.

Trustee Daluga congratulated the winners of the Character Counts award. He then announced that the BJWC fashion show was being held on Sat Nov 6th. Trustee Daluga then thanked the organizers of the We Do Care Festival.

President Reagle announced Halloween Hours are 3:00 pm to 7:00 pm. He also reminded residents that children should only go to those houses that have their front porch lights on.

CLOSED SESSION (This session shall be closed to the general public and media. Items discussed in Closed Session may be acted upon in open session following the completion of the Closed Session).

CONSIDERATION RE: Motion to Adjourn to Closed Session for Litigation (5ILCS 120/2(c)(11) and Land Acquisition (5ILCS 120/2 (c) (5).

MOTION: Trustee Darch moved, seconded by Trustee Daluga, that the Corporate Authorities adjourn to Closed Session for the purpose of the consideration of purchase or lease of real property for the use of the public body, including meetings held for the purpose of discussing whether a particular parcel should be acquired, pursuant to Chapter 5 ILCS 120/2(c)(5) and for the purpose of discussing Litigation pursuant to Chapter 5 ILCS 120/2(c)(11).

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed unanimously.

The time was 10:40 p.m.

RESUMPTION OF PUBLIC PORTION OF MEETING

The public portion of the meeting resumed at 11:40 p.m., Monday, October 25, 2004.

It was noted for the record that all Trustees and the Village President who were present prior to the commencement of the closed session were still present.

ADJOURNMENT

MOTION: A motion was duly made by Trustee Daluga and seconded by Trustee Hunt to adjourn the Regular Meeting of the President and Board of Trustees.

A voice vote was then called following which President Reagle declared the motion to adjourn had been unanimously adopted and the meeting was adjourned. The time was 11:50 p.m., Monday, October 25, 2004.

Ron Koppelman, Village Clerk